

Message Text

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15

ACTION EB-11

INFO OCT-01 ARA-16 ISO-00 SP-03 AID-20 NSC-07 RSC-01

CIEP-03 TRSE-00 SS-20 STR-08 OMB-01 CEA-02 L-03 H-03

CIAE-00 COME-00 FRB-03 INR-11 NSAE-00 XMB-07 OPIC-12

DRC-01 /133 W

----- 094558

R 202015Z SEP 74

FM AMEMBASSY SANTIAGO

TO SECSTATE WASHDC 0360

INFO AMEMBASSY BOGOTA

AMEMBASSY CARACAS

AMEMBASSY LA PAZ

AMEMBASSY LIMA

AMEMBASSY QUITO

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E.O. 11652: N/A

TAGS: EFIN, CI

SUBJECT: SECRETARY'S INITIATIVE ON DOUBLE TAXATION TREATIES WITH
LATIN AMERICA

REF: A) STATE 162751; B) STATE 200073

1. EMBOFF HAS DISCUSSED GOC'S ATTITUDE TOWARD DOUBLE TAXATION
TREATY WITH MIDDLE-GRADE OFFICIAL AT FOREIGN MINISTRY VERY
KNOWLEDGEABLE IN INTERNATIONAL INVESTMENT ISSUES.

2. ACCORDING OUR FONMIN CONTACT, GOC WOULD BE INTERESTED IN
DOUBLE TAXATION TREATY PROVIDED TREATY RECONCILABLE WITH DECISION
40 OF ANDEAN PACT WHICH SPECIFIES TYPES OF TAXATION AGREEMENTS
CONTRACTING PARTIES SHOULD NEGOTIATE AMONG SELVES AND WITH THIRD
PARTIES. FONMIN OFFICIAL THOUGHT THAT DRAFT OECD TREATY ON
DOUBLE TAXATION -- WITH WHICH HE IS FAMILIAR -- WOULD BE
CONSIDERED CONSISTENT WITH DECISION 40, BUT WAS NOT

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SUFFICIENTLY VERSED IN SPECIFICATIONS AND COVERAGE OF US

DOUBLE TAXATION TREATIES TO FORMULATE OPINION AS TO WHETHER CONFLICTS MIGHT ARISE. SINCE GOC ALREADY IN HOT WATER WITH OTHER ANDEAN PACT COUNTRIES ON INVESTMENT LAW ISSUE, GOC WOULD NOT BE WILLING TO UNDERTAKE NEGOTIATIONS OF TAXATION TREATY AT VARIANCE WITH DECISION 40. HE DID NOT KNOW WHETHER TAXATION OF FOREIGN INVESTMENT WOULD ARISE AT ANDEAN PACT FOREIGN MINISTERS MEETING OCTOBER 7. SINCE THE MEETING WOULD TREAT BROADER ASPECTS OF ANDEAN PACT POLICY TOWARD FOREIGN INVESTMENT THAN MERELY CHILEAN INVESTMENT LAW, HE THOUGHT THAT IT VERY LIKELY WOULD.

3. EMBOFF TOLD FONOFF CONTACT THAT WE WOULD TRY TO GET SPECIFICS ON KIND OF TREATY USG HAS IN MIND, INCLUDING DRAFT TREATY IF SUCH IS AVAILABLE. PLEASE ADVISE.
POPPER

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Message Attributes

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